UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

BONNIE ANDERSON,

Plaintiff,

v.

No. 1:09-CV-00094 (FJS/VEB)

MICHAEL J. ASTRUE COMMISSIONER OF SOCIAL SECURITY,

Defendant.

APPEARANCES:

OF COUNSEL:

For the Plaintiff

Tobin, Dempf Law Firm 33 Elk Street Albany, NY 12207 Robert C. Demf, Esq.

For the Defendant

Social Security Administration Office of regional General Counsel Region II 26 Federal Plaza - Room 3904 New York, NY 10278 Ellen E. Sovern, Esq.

FREDERICK J. SCULLIN, JR., S.J.:

DECISION AND ORDER

The above-captioned matter having been presented to me by the Report-Recommendation of Magistrate Judge Victor E. Bianchini filed May 20, 2010 and the Court having reviewed the

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Report-Recommendation and the entire file in this matter, and no objections to said Report-

Recommendation having been filed, the Court hereby

ORDERS that the Report-Recommendation of Magistrate Judge Victor E. Bianchini

filed May 20, 2010 is **ACCEPTED** in its entirety for the reasons stated therein; and the Court

further

ORDERS that the Commissioner's decision denying disability benefits is **REMANDED**

to the Commissioner for further proceedings consistent with the Report-Recommendation.

IT IS SO ORDERED.

Dated: June 15, 2010

Syracuse, New York

Frederick J. Scullin, Jr.

Senior United States District Court Judge